

**DECLARATION AND POWER OF ATTORNEY**

I/we, the below named inventor(s), hereby declare that my/our citizenship, residency, and mailing address(es) is/are as identified below next to my/our respective name(s); I/we have reviewed and understand the content of the specification, including the claims, of the attached specification; I/we believe that I/we am/are the original, first, and sole/joint inventor(s) of the subject matter which is claimed therein and for which a patent is sought on the invention or discovery entitled

**Tri-Substituted Heteroaryls and Methods of Making and Using the Same, U.S. Serial No. 10/510,459, which was filed on October 4, 2004, which is the U.S. national filing of PCT application PCT/US2003/10440, which was filed on April 4, 2003, and claimed priority from U.S. Serial No. 60/369,793, which was filed on April 4, 2002**

and, I/we acknowledge my/our duty to disclose information of which I/we am/are aware that is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

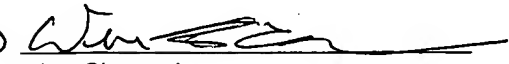
I/we hereby designate the following as my/our mailing address:

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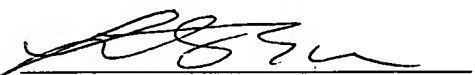
I/we hereby appoint each of the following as my/our attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

<b>Jonathan P. O'Brien</b>	<b>Reg. No. 50,852</b>	<b>Christopher A. Dayton</b>	<b>Reg. No. 35,114</b>
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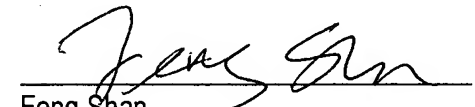
I/we further declare that all statements made herein of my/our own knowledge are true and that all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, Section 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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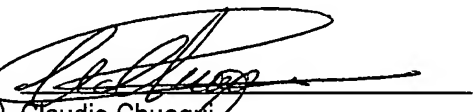
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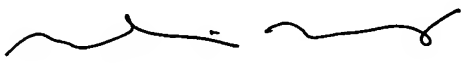
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